



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Adoption of Ordinance No. 1568-C entitled, "An Ordinance Adopting the 'Uniform Mechanical Code,' 1991 Edition, Which Code Provides Regulations Controlling the Design, Construction, Installation, Quality of Materials, Location, Operation, and Maintenance of Heating, Ventilating, Comfort Cooling, Refrigeration Systems, Incinerators and Other Heat Producing Appliances in the City of Lodi, Providing for the Issuance of Permits and Collection of Fees Therefore; Providing Penalties for the Violations Thereof; and Repealing Sections 15.08.010, 15.08.020, 15.08.030, 15.08.040 and 15.08.060 Inclusive of the Code of the City of Lodi, and All Other Ordinances and Parts of Ordinances in Conflict Therewith"

MEETING DATE: April 7, 1993

PREPARED BY: City Clerk

RECOMMENDED ACTION: Following reading by title, it would be appropriate for the City Council to adopt Ordinance No. 1568-C.

BACKGROUND INFORMATION: Ordinance No. 1568-C entitled, "An Ordinance Adopting the 'Uniform Mechanical Code,' 1991 Edition, Which Code Provides Regulations Controlling the Design, Construction, Installation, Quality of Materials, Location, Operation, and Maintenance of Heating, Ventilating, Comfort Cooling, Refrigeration Systems, Incinerators and Other Heat Producing Appliances in the City of Lodi, Providing for the Issuance of Permits and Collection of Fees Therefore; Providing Penalties for the Violations Thereof; and Repealing Sections 15.08.010, 15.08.020, 15.08.030, 15.08.040 and 15.08.060 Inclusive of the Code of the City of Lodi, and All Other Ordinances and Parts of Ordinances in Conflict Therewith" was introduced at the regular meeting of the Lodi City Council held March 17, 1993.

Pursuant to State statute, ordinances may be adopted five days after their introduction following reading by title.

This Ordinance has been approved as to form by the City Attorney.

FUNDING: None required.

Jennifer M. Perrin
Jennifer M. Perrin
City Clerk

JMP

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APPROVED _____

THOMAS A. PETERSON
City Manager



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ORDINANCE NO. 1568-C

AN ORDINANCE ADOPTING THE "UNIFORM MECHANICAL CODE," 1991 EDITION, WHICH CODE PROVIDES REGULATIONS CONTROLLING THE DESIGN, CONSTRUCTION, INSTALLATION, QUALITY OF MATERIALS, LOCATION, OPERATION, AND MAINTENANCE OF HEATING, VENTILATING, COMFORT COOLING, REFRIGERATION SYSTEMS, INCINERATORS AND OTHER HEAT PRODUCING APPLIANCES IN THE CITY OF LODI, PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFORE; PROVIDING PENALTIES FOR THE VIOLATIONS THEREOF; AND REPEALING SECTIONS 15.08.010, 15.08.020, 15.08.030, 15.08.040 AND 15.08.060 INCLUSIVE OF THE CODE OF THE CITY OF LODI, AND ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH.

WHEREAS, the City Council of the City of Lodi did on the 17th day of February, 1993, read the title of the above entitled ordinance and did thereupon schedule a public hearing thereon for March 17, 1993, at the hour of 7:30 o'clock p.m. of said day in the Carnegie Forum, 305 West Pine Street, Lodi, California, in accordance with the provisions of Section 50022.1 et seq. of the Government Code; and

WHEREAS, notice of the hearing was published twice in a newspaper of general circulation in accordance with the provisions of Section 50022.3 of the Government Code as appears by the Affidavit of Publication on file therein; and

WHEREAS, at the time set for hearing no protests were received by the City Council;

NOW THEREFORE, the City Council of the City of Lodi does ordain as follows:

Section 1. Sections 15.08.010, 15.08.020, 15.08.030, 15.08.040 and 15.08.060 inclusive of the Code of the City of Lodi are hereby repealed and the same are superseded and replaced by new Sections 15.08.010, 15.08.020, 15.08.030, 15.08.040 and 15.08.060 inclusive to read as hereinafter set forth.

Section 2. There is hereby adopted a new Section 15.08.010 of the Code of the City of Lodi to read in full as follows:

Sec. 15.08.010 Adoption.

The provisions set forth in the "Uniform Mechanical Code," 1991 Edition, together with the appendixes thereto, are hereby adopted as the Municipal Code of the City of Lodi. The Mechanical Code of the City of Lodi shall apply in all matters pertaining to the erection, installation, alteration, repair, relocation, replacement, addition to, use, or maintenance of any heating, ventilation, comfort cooling, refrigeration

systems, incinerators or other miscellaneous heat-producing appliances; to the issuance of permits and the collection of fees thereto; and to the enforcement of the rules and regulations set forth in said "Uniform Mechanical Code," 1991 Edition, together with the appendixes thereto, within the City of Lodi.

Section 3. There is hereby adopted a new Section 15.08.020 of the Code of the City of Lodi to read as follows:

Section 15.08.020

Add Section 201(j), "Building Official," is added to the Uniform Mechanical Code adopted by Section 15.08.010, to read as follows:

Whenever in this Code reference is made to the Building Official, it shall mean the legally designated Chief Building Inspector of the City of Lodi or his authorized representative.

Section 4. There is hereby adopted a new Section 15.08.030 of the Code of the City of Lodi to read as follows:

Section 15.08.030

"Mechanical Permit Fees. A fee for each mechanical permit required by this Code shall be paid to the City of Lodi as hereinafter set forth in Table No. 3-A. Fees shall be paid prior to permit issuance.

1. For the issuance of each permit \$ 20.00
2. For the installation or relocation of each
forced-air or gravity-type furnace or burner,
including ducts and vents attached to such
appliance, up to and including
100,000 Btu's \$ 10.00
3. For the installation or relocation of each
forced-air or gravity-type furnace or burner,
including ducts and vents to such appliance
over 100,000 Btu's to and including
500,000 Btu's \$ 13.00
4. For the installation or relocation of each
forced-air or gravity-type furnace or burner,
including ducts and vents to such appliance
over 500,000 Btu's \$ 16.00
5. For the installation or relocation of each
floor furnace, including vent \$ 10.00
6. For the installation or relocation of each
suspended heater, recessed wall heater or
floor mounted unit heater \$ 10.00

7. For the installation, relocation or replacement of each appliance vent installed and not included in an appliance permit \$ 5.00
8. For the repair of, alteration of, or addition to each heating appliance, refrigeration unit, cooling unit, absorption unit, or each heating, cooling, absorption, or evaporative cooling system, including installation of controls regulated by this code \$ 10.00
9. For the installation or relocation of each boiler or compressor to and including three horsepower, or each absorption system to and including 100,000 Btu's \$ 10.00
10. For the installation or relocation of each boiler or compressor over three horsepower to and including 15 horsepower, or each absorption system over 100,000 Btu's to and including 500,000 Btu's \$ 19.00
11. For the installation or relocation of each boiler or compressor over 15 horsepower to and including 30 horsepower, or each absorption system over 500,000 Btu's to and including 1,000,000 Btu's \$ 25.00
12. For the installation or relocation of each boiler or compressor over 30 horsepower to and including 50 horsepower, or for each absorption system over 1,000,000 Btu's to and including 1,750,000 Btu's \$ 36.00
13. For the installation or relocation of each boiler or refrigeration compressor over 50 horsepower, or each absorption system over 1,750,000 Btu's \$ 61.00
14. For each air handling unit to and including 10,000 cubic feet per minute, including ducts attached thereto \$ 7.00

NOTE: This fee shall not apply to an air handling unit which is a portion of a factory assembled appliance, cooling unit, evaporative cooler or absorption unit for which a permit is required elsewhere in this Code.

15. For each air handling unit over 10,000 cubic feet per minute \$ 12.00

16. For each evaporative cooler other than portable type \$ 7.00
17. For each ventilation fan connected to a single duct \$ 5.00
18. For each ventilation system which is not a portion of any heating or air conditioning system authorized by a permit \$ 7.00
19. For the installation of each hood which is served by mechanical exhaust, including the ducts for such hood \$ 7.00
20. For each appliance or piece of equipment regulated by this Code but not classes in other appliance categories, or for which no other fee is listed in this Code \$ 7.00
21. For single or multi-family building, the following flat rate shall apply (per sq. ft.) \$.035
22. Appliance inspection (PG&E) \$ 20.00

OTHER INSPECTION FEES AND REFUNDS

1. Inspections outside of normal business hours (Minimum charge - 3 hours) \$ 40.00 per hour
2. Reinspection fee assessed under provision of Section 305.(f) \$ 30.00
3. Inspections for which no fee is specifically indicated (Minimum charge - one-half hour) . . . \$ 30.00 per hour
4. Additional plan review required by changes, additions or revisions to approved plans (Minimum charge - one-half hour) \$ 30.00 per hour
5. Refunds on all permits shall be subject to a \$35.00 administrative processing fee.

Section 5. There is hereby adopted a new Section 15.08.040 of the Code of the City of Lodi to read in full as follows:

Section 15.08.040

Section 504. Installation. The Uniform Mechanical Code adopted in Section 10.08.010, is amended to read as follows:

Section 504.(g) Location of heating and cooling equipment. Heating, cooling, and swimming pool equipment shall not be located within the

required five-foot side yard setback as defined by the City of Lodi Zoning Ordinance for residential zonings.

Section 6. There is hereby adopted a new Section 15.08.060 of the Code of the City of Lodi to read in full as follows:

Sec. 15.08.060 Violation -- Misdemeanor

A. It shall be unlawful for any person, to erect, install, alter, repair, relocate, add to, replace, use, or maintain heating, ventilating, comfort cooling, or refrigeration equipment in the jurisdiction, or cause the same to be done, contrary to or in violation of any of the provisions of this Code. Maintenance of equipment which was unlawful at the time it was installed and which would be unlawful under this Code if installed after the effective date of this Code, shall constitute a continuing violation of this Code.

B. Any person violating any of the provisions of this Code shall be deemed guilty of a misdemeanor, and each person shall be deemed guilty of a misdemeanor, and each person shall be deemed guilty of a separate offense for each and every day or portion thereof during which this or any violation of any of the provisions of this Code is committed, continued, or permitted.

Section 7. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

Section 8. This ordinance shall be published one time in the "Lodi News Sentinel", a daily newspaper of general circulation printed and published in the City of Lodi and shall be in force and take effect thirty days from and after its passage and approval.

Approved this 7th day of April 1993



PHILLIP A. PENNINO
Mayor

Attest:



JENNIFER M. PERRIN
City Clerk

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State of California
County of San Joaquin, ss.

I, Jennifer M. Perrin, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 1568-C was introduced at a regular meeting of the City Council of the City of Lodi held March 17, 1993 and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held April 7, 1993 by the following vote:

Ayes:	Council Members - Davenport, Mann, Sieglock, Snider and Pennino (Mayor)
Noes:	Council Members - None
Absent:	Council Members - None
Abstain:	Council Members - None

I further certify that Ordinance No. 1568-C was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.


JENNIFER M. PERRIN
City Clerk

Approved as to Form


BOBBY W. McNATT
City Attorney